



Journal of the House

State of Indiana

114th General Assembly

First Regular Session

Fortieth Meeting Day

Wednesday Morning





April 6 2005


The House convened at 10:00 a.m. with the Speaker in the Chair.

The invocation was offered by Representative Jackie S. Walorski.

The Pledge of Allegiance to the Flag was led by Representative Troy A. Woodruff.

The Speaker ordered the roll of the House to be called:

T. Adams 	Klinker
Aguilera	Koch
Alderman	Kromkowski
Austin	Kuzman
Avery	L. Lawson
Ayres	Lehe
Bardon	Leonard
Bauer	J. Lutz
Becker	Mahern
Behning	Mays
Bischoff	McClain
Borders	Messer
Borror	Micon
Bottorff	Moses
Bright	Murphy
C. Brown	Neese
T. Brown	Noe 
Buck	Orentlicher
Budak	Oxley
Buell	Pelath
Burton	Pflum
Cheney	Pierce
Cherry	Pond
Cochran	Porter
Crawford	Reske
Crooks	Richardson
Davis	Ripley
Day	Robertson
Denbo 	Ruppel
Dickinson	Saunders
Dobis	J. Smith
Dodge	V. Smith
Duncan	Stevenson
Dvorak	Stilwell
Espich	Stutzman
Foley	Summers
Friend	Thomas
Frizzell	Thompson
Fry	Tincher
GiaQuinta	Torr
Goodin	Turner
Grubb	Ulmer
Gutwein	VanHaaften
E. Harris	Walorski
T. Harris	Welch
Heim	Whetstone
Hinkle	Wolkins
Hoffman 	Woodruff
Hoy	Yount
Kersey	Mr. Speaker

Roll Call 423: 96 present; 4 excused. The Speaker announced a quorum in attendance. [NOTE:  indicates those who were excused.]

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed, without amendments, Engrossed House Bills 1069, 1126, and 1219 and the same are herewith returned to the House.

MARY C. MENDEL
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed Engrossed House Bills 1129, 1141, 1142, 1159, and 1198 with amendments and the same are herewith returned to the House for concurrence.

MARY C. MENDEL
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed House Concurrent Resolutions 36, 37, 38, and 39 and the same are herewith returned to the House.

MARY C. MENDEL
Principal Secretary of the Senate

HOUSE MOTION

Mr. Speaker: I move that when we do adjourn, we adjourn until Thursday, April 7, 2005 at 10:00 a.m.

WHETSTONE

Motion prevailed.

RESOLUTIONS ON FIRST READING

House Concurrent Resolution 40

Representatives Hinkle, Crawford, Budak, and Grubb introduced House Concurrent Resolution 40:

A CONCURRENT RESOLUTION recognizing the March of Dimes.

Whereas, The mission of the March of Dimes, a national nonprofit organization, is to bring us closer to the day when all babies will be born healthy;

Whereas, President Franklin Delano Roosevelt established the March of Dimes in 1938 to fight polio, with the first research grant going to Yale University that same year;

Whereas, Over its 67-year history, the March of Dimes has saved millions of babies from death or disability, including many babies born in Indiana;

Whereas, One out of every eight babies are born prematurely in Indiana;

Whereas, The nation's hopes for ensuring that the children of the future generations get a healthy start in life depend upon accurate and timely identification and monitoring of birth problems; and

Whereas, The March of Dimes has been a pioneer in preventing birth defects through programs of research, community services, education, and advocacy: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana, the Senate concurring:

SECTION 1. That the Indiana General Assembly proclaims support for the March of Dimes organization and urges all residents of Indiana to support the vital efforts of the March of Dimes through its Walk America Fundraiser and in its fight to have all babies born healthy.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to the local March of Dimes chapter.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsor: Senator C. Lawson.

The House recessed until the fall of the gavel.

RECESS

The House reconvened at 1:50 p.m. with the Speaker in the Chair.

Representative Noe, who had been excused, was present. Representative Bauer was excused.

ENGROSSED SENATE BILLS ON SECOND READING

Engrossed Senate Bill 360

Representative Becker called down Engrossed Senate Bill 360 for second reading. The bill was read a second time by title.

HOUSE MOTION (Amendment 360-1)

Mr. Speaker: I move that Engrossed Senate Bill 360 be amended to read as follows:

Page 3, delete lines 35 through 42.

Delete pages 4 through 5.

Page 6, delete lines 1 through 10.

Page 8, delete lines 8 through 34.

Renumber all SECTIONS consecutively.

(Reference is to ESB 360 as printed March 30, 2005.)

ALDERMAN

On the motion of Representative Kromkowski the previous question was called. Upon request of Representatives Alderman and Becker, the Speaker ordered the roll of the House to be called. Roll Call 424: yeas 28, nays 65. Motion failed. The bill was ordered engrossed.

Engrossed Senate Bill 376

Representative Budak called down Engrossed Senate Bill 376 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Engrossed Senate Bill 382

Representative Alderman called down Engrossed Senate Bill 382 for second reading. The bill was read a second time by title.

HOUSE MOTION (Amendment 382-2)

Mr. Speaker: I move that Engrossed Senate Bill 382 be amended to read as follows:

Page 18, line 27, delete "ten (10)" and insert "**five (5)**".

Page 18, delete lines 41 through 42.

Page 19, line 1, delete "issue the permit to the applicant".

Page 19, line 5, delete "to".

Page 19, line 6, delete "another location." and insert "**the fee for an initial license under this subsection shall be ten thousand dollars (\$10,000), and the renewal fee for a license under this subsection shall be two thousand dollars (\$2,000). The fees accrued under this subsection shall be deposited into the Richard D. Doyle youth tobacco education and enforcement fund established under IC 7.1-6-2-6.**".

(Reference is to ESB 382 as printed April 1, 2005.)

ALDERMAN

Upon request of Representatives Alderman and Yount, the Speaker

ordered the roll of the House to be called. Roll Call 425: yeas 48, nays 45. Motion prevailed.

HOUSE MOTION (Amendment 382-3)

Mr. Speaker: I move that Engrossed Senate Bill 382 be amended to read as follows:

Page 31, between lines 36 and 37, begin a new paragraph and insert:

"SECTION 47. [EFFECTIVE UPON PASSAGE] (a) **The alcohol and tobacco commission shall adopt a definition of "grocery store" for purposes of administering IC 7.1-3, as amended by this act, before January 31, 2006.**

(b) This SECTION expires December 31, 2006."

Renumber all SECTIONS consecutively.

(Reference is to ESB 382 as printed April 1, 2005.)

ALDERMAN

On the motion of Representative Foley the previous question was called. Upon request of Representatives Alderman and Yount, the Speaker ordered the roll of the House to be called. Roll Call 426: yeas 60, nays 34. Motion prevailed.

HOUSE MOTION (Amendment 382-1)

Mr. Speaker: I move that Engrossed Senate Bill 382 be amended to read as follows:

Page 19, between lines 7 and 8, begin a new paragraph and insert: "SECTION 25. IC 7.1-3-21-15 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 15. (a) The commission shall not issue, renew, or transfer a wholesaler, retailer, dealer, or other permit of any type if the applicant:

(1) is seeking a renewal and the applicant has not paid all the property taxes under IC 6-1.1 **and innkeeper's tax under IC 6-9** that are due currently;

(2) is seeking a transfer and the applicant has not paid all the property taxes under IC 6-1.1 **and innkeeper's tax under IC 6-9** for the assessment periods during which the transferor held the permit; or

(3) is on the most recent tax warrant list supplied to the commission by the department of state revenue.

(b) The commission shall issue, renew, or transfer a permit that the commission denied under subsection (a) when the appropriate one (1) of the following occurs:

(1) The person, if seeking a renewal, provides to the commission a statement from the county treasurer of the county in which the property of the applicant was assessed indicating that all the property taxes under IC 6-1.1 **and innkeeper's tax under IC 6-9** that were delinquent have been paid.

(2) The person, if seeking a transfer of ownership, provides to the commission a statement from the county treasurer of the county in which the property of the transferor was assessed indicating that all the property taxes under IC 6-1.1 **and innkeeper's tax under IC 6-9** have been paid for the assessment periods during which the transferor held the permit.

(3) The person provides to the commission a statement from the commissioner of the department of state revenue indicating that the person's delinquent tax liability has been satisfied.

(4) The commission receives a notice from the commissioner of the department of state revenue under IC 6-8.1-8-2(k).

(c) An applicant may not be considered delinquent in the payment of listed taxes if the applicant has filed a proper protest under IC 6-8.1-5-1 contesting the remittance of those taxes. The applicant shall be considered delinquent in the payment of those taxes if the applicant does not remit the taxes owed to the state department of revenue after a final determination on the protest is made by the department of state revenue.

(d) The commission may require that an applicant for the issuance, renewal, or transfer of a wholesaler's, retailer's, or dealer's, or other permit of any type furnish proof of the payment of a listed tax (as defined by IC 6-8.1-1-1) or taxes imposed by IC 6-1.1. The commission shall allow the applicant to certify, under the penalties for perjury, that the applicant is not delinquent in filing returns or remitting taxes."

Renumber all SECTIONS consecutively.
(Reference is to ESB 382 as printed April 1, 2005.)
WHETSTONE

Motion prevailed.

HOUSE MOTION
(Amendment 382-5)

Mr. Speaker: I move that Engrossed Senate Bill 382 be amended to read as follows:

Page 23, line 36, delete "Three hundred seventy-five" and insert "**Five hundred**".

Page 23, line 37, delete "(\$375)," and insert "**(\$500)**".

Page 23, line 38, delete "Six hundred twenty-five" and insert "**Seven hundred fifty**".

Page 23, line 38, delete "(\$625)," and insert "**(\$750)**".

Page 23, line 40, delete "One thousand three hundred fifty" and insert "**One thousand**".

Page 23, line 41, delete "(\$1,350)," and insert "**(\$1,000)**".

Page 24, line 21, delete "Three hundred seventy-five" and insert "**Five hundred**".

Page 24, line 22, delete "(\$375)," and insert "**(\$500)**".

Page 24, line 24, delete "Six hundred twenty-five" and insert "**Seven hundred fifty**".

Page 24, line 24, delete "(\$625)," and insert "**(\$750)**".

Page 24, line 29, delete "One thousand three hundred fifty" and insert "**One thousand**".

Page 24, line 30, delete "(\$1,350)," and insert "**(\$1,000)**".

(Reference is to ESB 382 as printed April 1, 2005.)

WHETSTONE

Representative Fry rose to a point of order, citing Rule 118, stating that the motion was attempting to incorporate into Engrossed Senate Bill 382 a bill pending before the House.

After discussion, Representative Fry withdrew the point of order.

The question was on the motion of Representative Whetstone to amend (382-5). Motion prevailed. The bill was ordered engrossed.

Engrossed Senate Bill 538

Representative Becker called down Engrossed Senate Bill 538 for second reading. The bill was read a second time by title.

HOUSE MOTION
(Amendment 538-1)

Mr. Speaker: I move that Engrossed Senate Bill 538 be amended to read as follows:

Page 1, delete lines 12 through 16.

(Reference is to ESB 538 as printed March 30, 2005.)

BECKER

Motion prevailed. The bill was ordered engrossed.

HOUSE MOTION

Mr. Speaker: I move that House Rule 143 be suspended so that Engrossed Senate Bill 638 may be called down for consideration by the House on second reading by a member of the House who is not the sponsor of Engrossed Senate Bill 638.

CRAWFORD

The Speaker noted that, under House Rule 8, a motion to suspend any rule must be seconded by a constitutional majority. The Speaker ordered a division of the House on the question of seconding the motion and appointed Representatives Friend and Stilwell to count the yeas and nays. Yeas 46; the motion failed for lack of a second.

[Journal Clerk's Note: a constitutional majority of 51 members is required to second a motion to suspend a rule.]

ENGROSSED SENATE BILLS ON THIRD READING

Engrossed Senate Joint Resolution 10

Representative Richardson called down Engrossed Senate Joint Resolution 10 for third reading:

A JOINT RESOLUTION proposing an amendment to Article 2, Section 2, of the Constitution of the State of Indiana concerning elections.

The joint resolution was read a third time by sections and placed upon its passage. The question was, Shall the joint resolution pass?

Roll Call 427: yeas 93, nays 0. The joint resolution was declared passed. The question was, Shall the title of the joint resolution remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the joint resolution.

Engrossed Senate Bill 626

Representative Whetstone called down Engrossed Senate Bill 626 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning gaming.

The bill was read a third time by sections and placed upon its passage.

HOUSE MOTION
(Amendment 626-4)

Mr. Speaker: I move that Engrossed Senate Bill 626 be recommitted to a Committee of One, its sponsor, with specific instructions to amend as follows:

Page 19, delete lines 2 through 9.

Renumber all SECTIONS consecutively.

(Reference is to ESB 626 as reprinted April 1, 2005.)

WHETSTONE

There being a two-thirds vote in favor of the motion, the motion prevailed.

COMMITTEE REPORT

Mr. Speaker: Your Committee of One, to which was referred Engrossed Senate Bill 626, begs leave to report that said bill has been amended as directed.

WHETSTONE

Report adopted.

The question then was, Shall the bill pass?

Roll Call 428: yeas 95, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 620

Representative Wolkins called down Engrossed Senate Bill 620 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 429: yeas 95, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 612

Representative Torr called down Engrossed Senate Bill 612 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 430: yeas 92, nays 1. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Representative Whetstone was excused.

Engrossed Senate Bill 611

Representative Buell called down Engrossed Senate Bill 611 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning pensions.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 431: yeas 93, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Representative McClain was excused.

Engrossed Senate Bill 607

Representative Alderman called down Engrossed Senate Bill 607 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 432: yeas 90, nays 3. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 603

Representative Frizzell called down Engrossed Senate Bill 603 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning health.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 433: yeas 92, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 602

Representative C. Brown called down Engrossed Senate Bill 602 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 434: yeas 63, nays 30. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Representative Whetstone, who had been excused, was present.

Engrossed Senate Bill 591

Representative T. Brown called down Engrossed Senate Bill 591 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Representative Bardon was excused from voting, pursuant to House Rule 47. Roll Call 435: yeas 92, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 574

Representative Becker called down Engrossed Senate Bill 574 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

The bill was read a third time by sections and placed upon its passage.

HOUSE MOTION
(Amendment 574-3)

Mr. Speaker: I move that Engrossed Senate Bill 574 be recommitted to a Committee of One, its sponsor, with specific instructions to amend as follows:

Page 15, line 2, delete "system" and insert "**a county fairground, or a county promotion**".

(Reference is to ESB as reprinted March 25, 2005.)

BECKER

There being a two-thirds vote in favor of the motion, the motion prevailed.

COMMITTEE REPORT

Mr. Speaker: Your Committee of One, to which was referred Engrossed Senate Bill 574, begs leave to report that said bill has been amended as directed.

BECKER

Report adopted.

The question then was, Shall the bill pass?

Representative Kuzman was excused from voting, pursuant to House Rule 47. Roll Call 436: yeas 71, nays 20. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 571

Representative Koch called down Engrossed Senate Bill 571 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning economic development.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 437: yeas 91, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 570

Representative Wolkins called down Engrossed Senate Bill 570 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

The bill was read a third time by sections and placed upon its passage.

HOUSE MOTION
(Amendment 570-8)

Mr. Speaker: I move that Engrossed Senate Bill 570 be recommitted to a Committee of One, its sponsor, with specific instructions to amend as follows:

Page 6, delete line 42.

Page 7, delete line 1.

Page 7, line 38, delete "and".

Page 8, line 2, delete "and" and insert "; and".

Page 8, between lines 2 and 3, begin a new block indented and insert:

"(3) exhibits a steady yellow light with a duration of at least five (5) seconds."

(Reference is to ESB 570 as reprinted March 30, 2005.)

WOLKINS

The Speaker ordered the roll of the House to be called. Roll Call 438: yeas 70, nays 23. There being a two-thirds vote in favor of the motion, the motion prevailed.

COMMITTEE REPORT

Mr. Speaker: Your Committee of One, to which was referred

Engrossed Senate Bill 570, begs leave to report that said bill has been amended as directed.

WOLKINS

Report adopted.

The question then was, Shall the bill pass?

On the motion of Representative Ruppel the previous question was called. Roll Call 439: yeas 17, nays 77. The bill was defeated.

The Speaker yielded the gavel to the Speaker Pro Tempore, Representative Turner.

Engrossed Senate Bill 566

Representative Murphy called down Engrossed Senate Bill 566 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning health.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 440: yeas 90, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 564

Representative Foley called down Engrossed Senate Bill 564 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning property.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 441: yeas 91, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 557

Representative Buell called down Engrossed Senate Bill 557 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 442: yeas 81, nays 8. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 539

Representative Becker called down Engrossed Senate Bill 539 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 443: yeas 89, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 536

Representative Borrer called down Engrossed Senate Bill 536 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety and to make an appropriation.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Representative Fry was excused from voting, pursuant to House Rule 47. Roll Call 444: yeas 51, nays 43. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

HOUSE MOTION

Mr. Speaker: I move that House Rule 143 be suspended so that Engrossed Senate Bill 638 may be called down for consideration by the House on second reading by a member of the House who is not the sponsor of Engrossed Senate Bill 638 and for consent to move to second reading.

PORTER

Representative Whetstone rose to a point of order noting that the House had concluded bills on second reading and moved to bills on third reading.

After discussion, Representative Whetstone withdrew the point of order.

The question then was whether the motion was seconded by a constitutional majority as required by House Rule 8. Upon request of Representatives Porter and Pelath, the Chair ordered the roll of the House to be called to determine whether the motion was properly seconded. Roll Call 445: yeas 45, nays 49. The motion failed for want of a second.

[Journal Clerk's Note: a constitutional majority of 51 members is required to second a motion to suspend a rule.]

The Speaker Pro Tempore yielded the gavel to the Speaker.

Representative McClain, who had been excused, was present.

Engrossed Senate Bill 527

Representative Lehe called down Engrossed Senate Bill 527 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning animals.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 446: yeas 80, nays 13. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 525

Representative Thomas called down Engrossed Senate Bill 525 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 447: yeas 91, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 509

Representative Koch called down Engrossed Senate Bill 509 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning trade regulation.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Representative Whetstone was excused from voting, pursuant to House Rule 47. Roll Call 448: yeas 94, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of

the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 503

Representative Koch called down Engrossed Senate Bill 503 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration and local government.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 449: yeas 81, nays 12. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed House Concurrent Resolution 40 and the same is herewith returned to the House.

MARY C. MENDEL
Principal Secretary of the Senate

On the motion of Representative Yount, the House adjourned at 5:30 p.m., this sixth day of April, 2005, until Thursday, April 7, 2005, at 10:00 a.m.

BRIAN C. BOSMA
Speaker of the House of Representatives

OTHER BUSINESS ON THE SPEAKER'S TABLE

MESSAGE FROM THE SENATE

Mr. Speaker: I hereby transmit Senate Enrolled Acts 88, 172, and 212 for signature.

MARY C. MENDEL
Principal Secretary of the Senate

M. CAROLINE SPOTTS
Principal Clerk of the House of Representatives